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Aug-23-04 04:33pm

T-263 P.01/06 F-818

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#### FACSIMILE COVER SHEET

Examiner:

Office of Initial Patent Examination

Customer Service Center

Date:

August 23, 2004

Client Code:

3518.1020-000

Facsimile No.:

703-746-9195

From:

N. Scott Pierce, Esq.

Subject:

Request for Corrected Filing Receipt

Docket No.:

3518.1020-000

Applicants:

Edward B. Zalenski, et al.

Application No.: 10/750,173

Filing Date:

December 31, 2003

Number of pages including this cover sheet: 6

Please confirm receipt of facsimile: Yes X No \_\_\_\_

#### Sir:

Please find attached a Request for Corrected Filing Receipt for Utility Application, Copy of Filing Receipt with Changes Marked, and Copy of a Recordation Form Cover Sheet.

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NSP/bsk 08/19/04

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Edward B. Zalenski, Dale W. Frank, Michael D. Sorrenti and Alexander

Grinberg

Application No.:

10/750,173

Group Art Unit: Not Assigned

Filed:

December 31, 2003

Examiner:

Not Assigned

Confirmation No.: Not Assigned

Title:

Inserter Instrument and Implant Clip

CERTIFICATE OF MAILING OR TRANSMISSION I nereby certify that this correspondence is being deposited with the United States Postal Service with authorent postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria. VA 22313-1450, or is being facsymile transmitted to the United States Patent and Tragement Office on. Typed or printed name of person signing certificate

### REQUEST FOR CORRECTED FILING RECEIPT FOR UTILITY APPLICATION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

We hereby request that the following items of information be corrected in the Filing Receipt for the subject application received in this office on August 11, 2004.

Enclosed are copies of the Filing Receipt with changes noted in red and a copy of the Recordation Form Cover Sheet.

10/750,173

-2-

Pursuant to instructions in the February 29, 2000 O.G., we hereby request that the errors which are identified above be corrected in the captioned application to which this request for correction is directed. It is understood that the Patent Office will issue an automatically-generated, corrected Filing Receipt in this and, if applicable, any other affected applications.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

N. Scott Pierce

Registration No.: 34,900 Telephone: (978) 341-0036 Facsimile: (978) 341-0136

Concord, MA 01742-9133

Date:



#### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United Season Paront and Trademark Office Address COMMISSIONER FOR PATENTS RO BOOK 1577 Addression Vignes 12111-1430 Addression Vignes 12111-1430

FILING OR 371 APPL NO ART UNIT FIL FEE REC'D ATTY DOCKET NO DRAWINGS TOT CLMS IND CLMS (c) DATE 10/750 173 12/31/2003 3732 000 3518 1020-000 3

**CONFIRMATION NO. 5023** 

**FILING RECEIPT** OC000000013479411

021005 HAMILTON, BROOK, SMITH & REYNOLDS, P.C. 530 VIRGINIA ROAD P O. BOX 9133 CONCORD, MA 01742-9133

Date Mailed: 08/09/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Edward B. Zalenski, Residence Not Provided. Dale W. Frank, Residence Not Provided; Mike Sorrenti, Residence Not Provided: Alex Grinberg, Residence Not Provided:

Assignment For Published Patent Application

DePuy Spine, Inc., New Branswick, NJ,

RAYNHAH, MA

Domestic Priority data as claimed by applicant

foreign Applications

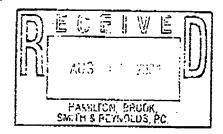
If Required, Foreign Filing License Granted: 05/05/2004

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

**Early Publication Request: No** 

Title



Inserter instrument and implant clip

Preliminary Class

606

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1978-341-0136

T-263 P.06/06 F-818

## RECORDATION FORM COVER SHEET PATENTS ONLY

	ENTS ONLY Docket No.: 3518.1020-
To the Director of the U.S. Patent and Trademark O	ffice: Please record the attached original documents or copy thereof.
l Name of conveying party(1cs)	Name and address of receiving purty(ies)
1) EDWARD B. ZALENSKI 2) DALE W. FRANK	Name: DEPUY SPINE, INC.
3) MICHAEL D. SORRENTI 4) ALEXANDER GRINBERG	Internal Address.
Additional name(s) of ounveying party(ies) attached? [ ] Yes [X] N	
3. Nature of conveyance:	Street Address 325 PARAMOUNT DRIVE
[X] Assignment [] Merger	
[ ] Security Agreement [ ] Change of Name	City: RAYNHAM State: MA ZIP: 02767
Execution Date: 1) 1/26/04; 2) 5/12/04; 3) 1/26/04; 4) 1/27/04	Additional name(s) & address(cs) attached? [ ] Yes [X] No
Application number(s) or patent number(s):  If this document is being filed together with a new application,  A. Patent Application No.(s)  10/750,173	the execution date of the application is:  B. Patent No (s)
Additional numbers	
Additional numbers  Name and address of party to whom correspondence concerning document should be mailed:	attached? [] Yes [X] No  6. Total number of applications and patents involved: []]
Name and address of party to whom correspondence concerning document should be mailed:	
Name and address of party to whom correspondence concerning document should be mailed:  N. Scott Pierce, Esq.	6. Total number of applications and patents involved: [1]
Name and address of party to whom correspondence concerning document should be mailed:  N. Scott Pierce, Esq.	6. Total number of applications and patents involved: [1] 7 Total Fee (37 C F R 3 41)
Name and address of party to whom correspondence concerning document should be mailed:  N. Scott Pierce, Esq.  Internal Address.	6. Total number of applications and patents involved: [1] 7 Total Fee (37 C F R 3 41)
Name and address of party to whom correspondence concerning document should be mailed:  Same N. Scott Pierce, Esq.  Internal Address.  Hamilton, Brook, Smith & Reynolds, P.C.	6. Total number of applications and patents involved: [1]  7 Total Fee (37 C F R 3 41)
Name and address of party to whom correspondence concerning document should be mailed:  Name N. Scott Pierce, Esq.  Internal Address.  Hamulton, Brook, Smith & Reynolds, P.C.  Internal Address: 530 Virginia Road, P.O. Box 9133	6. Total number of applications and patents involved: [1] 7 Total Fee (37 C F R 3 41)
Name and address of party to whom correspondence concerning document should be mailed:  Name: N. Scott Pierce, Esq.  Internal Address.  Hamilton, Brook, Smith & Reynolds, P.C.  Internal Address: 530 Virginia Road, P.O. Box 9133  ity: Concord State: MA 21P: 01742-9133  DO NOT	6. Total number of applications and patents involved: [1]  7 Total Fee (37 C F R 3 41)
Name and address of party to whom correspondence concerning document should be mailed:  Name N. Scott Pierce, Esq.  Internal Address.  Hamulton, Brook, Smith & Reynolds, P.C.  Internal Address: 530 Virginia Road, P.O. Box 9133  Internal Address: 530 Virginia Road, P.O. Box 9133  DO NOT Statement and signature.	6. Total number of applications and patents involved: [1]  7 Total Fee (37 C F R 3 41)
Name and address of party to whom correspondence concerning document should be mailed:  Name N. Scott Pierce, Esq.  Internal Address.  Hamilton, Brook, Smith & Reynolds, P.C.  Internal Address: 530 Virginia Road, P.O. Box 9133  ity: Concord State: MA 21P: 01742-9133  DO NOT  Statement and signature.  To the bast of my knowledge and belief, the foregoing information	6. Total number of applications and patents involved: [1]  7 Total Fee (37 C F R 3 41)